

A RESOLUTION BY

THE CITY UTILITIES COMMITTEE

05-*R*-0599

**AUTHORIZING THE MAYOR OR HER
DESIGNEE TO AMEND RESOLUTION
NUMBER 05-R-0050 BY CORRECTING TWO
(2) PROJECT CENTER NUMBERS IN THE
LEGISLATION; AND FOR OTHER
PURPOSES.**

WHEREAS, the City Council did adopt on January 18, 2005 and the Mayor did approve on January 24, 2005 Resolution # 05-R-0050; and

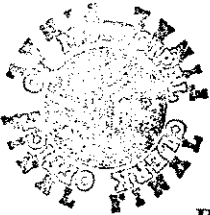
WHEREAS, the legislation had two wrong Project Centers in the Caption and the Final Resolve Clause which stated the Project Centers as M23F53592BG and M22F053692BG instead of M23F053592BG and M23F053692BG; and

WHEREAS, council members of the various districts are in agreement with the amendments being made to the legislation.

NOW, THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, that the Mayor is authorized to amend Resolution Number 05-R-0050 as follows:

SECTION 1: That the "Caption and the Final Resolve Clause" be corrected to change the Project Centers from M23F53592BG and M22F053692BG to M23F053592BG and M23F053692BG.

SECTION 2: That all resolutions and parts of resolution in conflict herewith are hereby waived.



**CITY COUNCIL
ATLANTA, GEORGIA**

RESOLUTION BY

CITY UTILITIES COMMITTEE

05- R -0050

A RESOLUTION AUTHORIZING THE MAYOR OR DESIGNEE TO ENTER INTO AMENDMENT AGREEMENT NO. 2 WITH NILE CONSTRUCTION, INC., FOR FC-7573-03B, ANNUAL CONTRACT FOR SIDEWALKS, DRIVEWAYS, AND CURBS TO EXPAND THE SCOPE OF SERVICES FOR SIDEWALK/STREETSCAPE CONSTRUCTION FOR VARIOUS COUNCIL DISTRICTS ON BEHALF OF THE DEPARTMENT OF PUBLIC WORKS IN AN AMOUNT NOT TO EXCEED EIGHT HUNDRED FORTY THOUSAND DOLLARS (\$840,000.00). ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM FUND ACCOUNT AND CENTER NUMBER: 2001 QUALITY OF LIFE FUND - 1C45 574001 M23F052592BG (\$160,000.00), 1C45 574001 M23F052992BG (\$120,000.00), 1C45 574001 M23F53592BG (\$64,000.00), 1C45 574001 M22F053692BG (\$96,000.00), AND 1C45 574001 M23F053692BG (\$400,000.00).

WHEREAS, the City of Atlanta (the "City") did enter into an agreement with Nile Construction, Inc., for FC-7573-03B, for Annual Contract for Sidewalks, Driveways and Curbs on behalf of the Department of Public Works in an amount not to exceed One Million Two Hundred Thousand Dollars (\$1,200,000.00), for one (1) year with two (2) one (1) year renewal options; and

WHEREAS, the City did enter into Amendment No. 1 with Nile Construction, Inc., for FC-7573-03B, Annual Contract for Sidewalks, Driveways and Curbs to amend the base year of the agreement from one (1) year to two (2) years; and

WHEREAS, the Commissioner of the Department of Public Works desires to amend the Agreement to expand the scope of services for sidewalk/streetscape construction for various council districts.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, that the Mayor be and is hereby authorized to approve Amendment Agreement No. 2 with Nile Construction, Inc., for FC-7573-03B, Annual Contract for Sidewalks, Driveways, and Curbs to expand the scope of the services for sidewalk/streetscape construction in various council districts, in an amount not to exceed Eight Hundred Forty Thousand Dollars (\$840,000.00).

BE IT FURTHER RESOLVED, that the Chief Procurement Officer be and is hereby directed to prepare an appropriate Amendment Agreement No. 2 for execution by the Mayor to be approved by the City Attorney as to form.

BE IT FURTHER RESOLVED, that this Amendment Agreement No.2 shall not become binding on the City, and the City shall incur no liability upon same until such contract has been executed by the Mayor and delivered to the contracting party.

12/27/04 DOP(dh)



BE IT FINALLY RESOLVED, that all services for said contracted work shall be charged to and paid from fund account and center number: 2001 QUALITY OF LIFE FUND - 1C45 574001 M23F052592BG (\$160,000.00), 1C45 574001 M23F052992BG (\$120,000.00), 1C45 574001 M23F53592BG (\$64,000.00), 1C45 574001 M22F053692BG (\$96,000.00), AND 1C45 574001 M23F053692BG (\$400,000.00).

A true copy,

Rhonda Dauphin Johnson
Municipal Clerk, CMC

ADOPTED by the Council
APPROVED by the Mayor

January 18, 2005
January 24, 2005

RESOLUTION BY

05-R-0050

CITY UTILITIES COMMITTEE

A RESOLUTION AUTHORIZING THE MAYOR OR DESIGNEE TO ENTER INTO AMENDMENT AGREEMENT NO. 2 WITH NILE CONSTRUCTION, INC., FOR FC-7573-03B, ANNUAL CONTRACT FOR SIDEWALKS, DRIVEWAYS, AND CURBS TO EXPAND THE SCOPE OF SERVICES FOR SIDEWALK/STREETSCAPE CONSTRUCTION FOR VARIOUS COUNCIL DISTRICTS ON BEHALF OF THE DEPARTMENT OF PUBLIC WORKS IN AN AMOUNT NOT TO EXCEED EIGHT HUNDRED FORTY THOUSAND DOLLARS (\$840,000.00). ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM FUND ACCOUNT AND CENTER NUMBER: 2001 QUALITY OF LIFE FUND - 1C45 574001 M23F052592BG (\$160,000.00), 1C45 574001 M23F052992BG (\$120,000.00), 1C45 574001 M23F053592BG (\$64,000.00), 1C45 574001 M23F053692BG (\$96,000.00), AND 1C45 574001 M23F053692BG (\$400,000.00).

WHEREAS, the City of Atlanta (the "City") did enter into an agreement with Nile Construction, Inc., for FC-7573-03B, for Annual Contract for Sidewalks, Driveways and Curbs on behalf of the Department of Public Works in an amount not to exceed One Million Two Hundred Thousand Dollars (\$1,200,000.00), for one (1) year with two (2) one (1) year renewal options; and

WHEREAS, the City did enter into Amendment No. 1 with Nile Construction, Inc., for FC-7573-03B, Annual Contract for Sidewalks, Driveways and Curbs to amend the base year of the agreement from one (1) year to two (2) years; and

WHEREAS, the Commissioner of the Department of Public Works desires to amend the Agreement to expand the scope of services for sidewalk/streetscape construction for various council districts.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, that the Mayor be and is hereby authorized to approve Amendment Agreement No. 2 with Nile Construction, Inc., for FC-7573-03B, Annual Contract for Sidewalks, Driveways, and Curbs to expand the scope of the services for sidewalk/streetscape construction in various council districts, in an amount not to exceed Eight Hundred Forty Thousand Dollars (\$840,000.00).

BE IT FURTHER RESOLVED, that the Chief Procurement Officer be and is hereby directed to prepare an appropriate Amendment Agreement No. 2 for execution by the Mayor to be approved by the City Attorney as to form.

BE IT FURTHER RESOLVED, that this Amendment Agreement No.2 shall not become binding on the City, and the City shall incur no liability upon same until such contract has been executed by the Mayor and delivered to the contracting party.

BE IT FINALLY RESOLVED, that all services for said contracted work shall be charged to and paid from fund account and center number: 2001 QUALITY OF LIFE FUND - 1C45 574001

M23F052592BG (\$160,000.00), 1C45 574001 M23F052992BG (\$120,000.00), 1C45 574001
M23F053592BG (\$64,000.00), 1C45 574001 M23F053692BG (\$96,000.00), AND 1C45 574001
M23F053692BG (\$400,000.00).